**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**
**CONTEMPT PETITION NO.415 OF 1999**

Mr.K.C.Sharma & Ors. ...Petitioners
vs.
M/s.Bhagwati Co-op Hsg.Soc.Ltd. & Ors. ...Respondents

Mr.K.H.Kanojia for the Respondent No.12.

**CORAM: A.S.OKA,J.**
**DATE : MARCH 30,2007.**

**P.C.:**

1. None appears for the Petitioners. Allegation in this Petition is as regards committing deliberate breach of order dated 6th September 1990 passed by the Cooperative Court at Mumbai. By the said order, the opponents in the dispute filed by the Petitioners were restrained from taking any steps for regularising the unauthorised enclosure of the flower bed of the flat occupied by the Opponents No.2 to 9 in the dispute before the Co-operataive Court. The said order is an ad-interim order.

2. I have perused the Affidavit filed in reply to the Contempt Petition. Considering the averments made in the Affidavit, it is not possible to come to the conclusion that there is any breach committed much less any deliberate or wilful breach of the order dated 6th September 1990 by the concerned Respondents. Hence, notice of contempt issued to the Respondents is discharged. Petition is disposed of.

**JUDGE**